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6 **UNITED STATES DISTRICT COURT**  
7 **DISTRICT OF NEVADA**  
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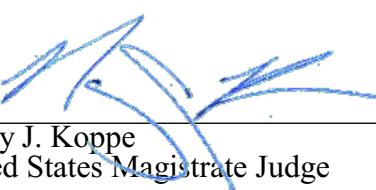
9 BRENDY Y. WARD, )  
10 Plaintiff(s), ) Case No. 2:13-cv-02208-GMN-NJK  
11 )  
12 v. ) ORDER DENYING MOTION FOR  
13 CM SECURITIES, LLC, ) DEFAULT JUDGMENT  
14 Defendant(s). ) (Docket No. 22)  
15

16 Pending before the Court is Plaintiff's motion for entry of default judgment. Docket No. 22.  
17 Rule 55 provides a two-step process for obtaining default judgment: (1) obtaining a default against a  
18 non-appearing defendant pursuant to Rule 55(a); and (2) obtaining a default judgment against a defaulted  
19 defendant pursuant to Rule 55(b). *See Eitel v. McCool*, 782 F.2d 1470, 1471 (9th Cir. 1986). A motion  
20 for entry of default judgment is premature and will be denied if it is filed before obtaining default. *See*,  
*e.g.*, *Bach v. Mason*, 190 F.R.D. 567, 574 (D. Id. 1999).

21 Plaintiff here has not obtained default. Accordingly, the motion for entry of default judgment  
22 is DENIED as premature.

23 IT IS SO ORDERED.

24 DATED: March 2, 2015

25   
26 Nancy J. Koppe  
27 United States Magistrate Judge  
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